

DAN SIEGEL, SBN 56400
KEVIN BRUNNER, SBN 271510
SIEGEL & YEE
499 14th Street, Suite 300
Oakland, California 94612
Telephone: (510) 839-1200
Facsimile: (510) 444-6698

Attorneys for Plaintiff
JUVENTINO RODARTE

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

JUVENTINO RODARTE,

Plaintiff,

vs.

ALAMEDA COUNTY, a public entity;
GREGORY J. AHERN, Alameda County
Sheriff sued in his individual capacity;
RAYMOND P. KELLY, Alameda County
Deputy Sheriff's Sergeant sued in his
individual capacity; DEREK D. THOMS,
Alameda County Deputy Sheriff, sued in
his individual capacity.

Defendants.

) Case No. 4:14-cv-00468-KAW
)

) **STIPULATION AND ~~[PROPOSED]~~**
) **ORDER SHORTENING**
) **DEFENDANT'S TIME TO OPPOSE**
) **PLAINTIFFS MOTION FOR LEAVE**
) **TO AMEND THE COMPLAINT AND**
) **SETTING THE HEARING ON**
) **PLAINTIFF'S MOTION FOR**
) **SEPTEMBER 17, 2015**

) Judge: Kandis A. Westmore
)

) Case Filed: January 31, 2014
)

) Trial Date: October 19, 2015
)

Upon notice that Plaintiffs intend to file a Motion for Leave to Amend the Complaint, the parties met and conferred on the time for filing an opposition and reply, and the timing of the hearing. The parties agreed to the following:

Plaintiff will file their Motion for Leave to Amend the Complaint by September 8, 2015.

1 Defendant will file any opposition to the motion by September 15, 2015.

2 Plaintiff waives his opportunity to file a Reply to Defendant's Opposition.

3 As parties will already be before your honor on September 17, 2015 to argue the
4 Motion for Summary Judgment, parties agreed to be heard on the Motion for Leave to
5 Amend the Complaint on the same day.
6

7
8 Dated: September 4, 2015

Respectfully Submitted,

9 **BOORNAZIAN, JENSEN, &
10 GARTHE**

11 /s/ **Gregory Thomas**

12 GREGORY B. THOMAS, ESQ
13 *Attorney for the Defendants*

14 Dated: September 4, 2015

SIEGEL&YEE

15
16 /s/ **Kevin Brunner**

17 KEVIN BRUNNER
18 *Attorney for Plaintiff*

19 Under N.D. Cal. Local Rule 5-1(i)(3), I attest that I obtained concurrence in the
20 filing of this document from Gregory Thomas on September 4, 2015.
21

22
23 Dated: September 4 , 2015

**BOORNAZIAN, JENSEN, &
24 GARTHE**

25 /s/ **Kevin Brunner** _____

26 KEVIN BRUNNER
27 *Attorney for the Plaintiff*
28

~~[PROPOSED]~~ ORDER

The parties have stipulated that Plaintiff will file his Motion for Leave to Amend the Complaint by September 8, 2015, that Defendant will file any Opposition to the Motion by September 15, 2015, and that Plaintiff will waive his Reply to any Opposition filed by Defendant. The parties have further stipulated that this motion can be heard on September 17, 2015, while the parties are before the Court to have the Motion for Summary Judgment heard.

Given the foregoing stipulation, and good cause appearing,

IT IS SO ORDERED.

Dated: 9/9/15


The Honorable Kandis A. Westmore
United States Magistrate Judge